

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

PRESTON WOOD & ASSOCIATES, LLC, §

Plaintiff, §

v. §

Civil Action No. 4:16-cv-01427

RZ ENTERPRISES USA, INC. D/B/A §
OPPIDAN HOMES, OPPIDAN HOMES §
VIII LTD., CAMERON ARCHITECTS, §
INC., and UL, INC. D/B/A URBAN §
LIVING, §

Defendants. §

Jury Trial Demanded

PLAINTIFF’S OBJECTIONS TO DEFENDANTS’ TRIAL EXHIBITS

Pursuant to Local Rule 46, Plaintiff Preston Wood & Associates, LLC (“PWA”) objects to the following trial exhibits listed by Defendants. Copies of the exhibits in question are attached hereto. PWA incorporates by reference the briefing contained in its Motion in Limine (Docket #136-12) in this case.

D Ex #	Description	Objections
1	Nagle commission / expense summary	1. Hearsay 2. Lack of predicate for admission of a summary under FRE 1006 3. Undisclosed expert testimony
2	UL 2016 closings	1. Hearsay (FRE 802) 2. Lack of predicate for admission of a summary under FRE 1006
8	2014 Credit Card statements	1. Hearsay (FRE 802) 2. Exclusion under FRE 403 due to the incomplete and unilaterally redacted nature of the document.
11	2014 overhead spreadsheet (Cameron)	1. Hearsay (FRE 802) 2. Lack of predicate for admission of a summary under FRE 1006 3. Undisclosed expert testimony (FRCvP 26(a)(2) and 26(e)(2)).
15	Cameron overhead documents	1. Hearsay (FRE 802) 2. Lack of predicate for admission of a summary under FRE 1006 3. Undisclosed expert testimony (FRCvP 26(a)(2) and 26(e)(2))
16	UL Quickbooks printout	1. Hearsay (FRE 802) 2. Lack of predicate for admission of a summary under FRE 1006 3. Undisclosed expert testimony (FRCvP 26(a)(2) and 26(e)(2))
17	UL commission spreadsheet	1. Hearsay (FRE 802) 2. Lack of predicate for admission of a summary under FRE 1006 3. Undisclosed expert testimony (FRCvP 26(a)(2) and 26(e)(2))
18	Bachman opinion letter	1. Hearsay (FRE 802) 2. Improper expert opinions (FRE 702)

D Ex #	Description	Objections
20	Directions and Parameters	1. Hearsay (FRE 802) 2. Improper expert opinions (FRE 702)
22	Nagle overlay	1. Hearsay (FRE 802) 2. Not produced in discovery (FRCvP 37(c))
27	Stairtower analysis by Bachman	1. Hearsay (FRE 802)

Respectfully submitted,

Patrick Zummo
State Bar No. 22293450
Two HoustonCenter
909 Fannin, Suite 3500
Houston, Texas 77010
(713) 651-0590 (Telephone)
(713) 651-0597 (Facsimile)
pzummo@zoomlaw.com

/s/ Louis K. Bonham
Louis K. Bonham
State Bar No. 02597700
Osha Liang L.L.P.
919 Congress Avenue, Suite 919
Austin, Texas 78701
(512) 480-0667 (Telephone)
(713) 228-8778 (Facsimile)
bonham@oshaliang.com

ATTORNEYS FOR PLAINTIFF
PRESTON WOOD & ASSOCIATES, LLC

Certificate of Service

I hereby certify that a true and correct copy of the foregoing has been served on counsel of record via electronic filing, on this the 14th day of August 2018.

/s/ *Louis K. Bonham*

Louis K. Bonham